

SEP 22 2006

PTO/SB/97 (08-08)

Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile
transmitted to the United States Patent and Trademark Office

on September 22, 2006 to facsimile number 571-273-8300.

Date


Signature

Angie Rodriguez

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this
certificate must identify each submitted paper.

1. Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a) and
Conditional Petition to Accept Late Payment of Issue Fee under 37 CFR
1.137(a);
2. Copy of Transmittal Letter and Part B - Fee(s) Transmittal Form with
Certificate of Mailing and copy of canceled check no. 312132 dated July
27, 2006 in the amount of \$1,715.00 for payment of issue fee due August
2, 2006 but never received by the PTO.
3. Copy of return postcard date stamped by the PTO on August 7, 2006.

Total number of pages to follow: 8

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

SEP. 22. 2006 8:03AM

ST-US LEGAL DEPT.

RECEIVED
CENTRAL FAX CENTER

NO. 177

P. 2

SEP 22 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the application of:

Applicant:	David C. McClure	Docket No.:	03-C-133
Application No.:	10/783,935	Art Unit:	2824
Filed:	February 20, 2004	Examiner	Eric J. Wendler
For:	TAMPER MEMORY CELL	Confirmation No.:	7267

Mail Stop: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER
37 CFR 1.181(a) AND CONDITIONAL PETITION TO ACCEPT LATE
PAYMENT OF ISSUE FEE UNDER 37 CFR 1.137(a)**

Dear Sir:

In response to the Notice of Abandonment mailed September 13, 2006, and in response to the Notice of Allowance mailed May 2, 2006 in the above-referenced patent application, Applicant requests that the abandonment in this case be withdrawn per the enclosed documents. This application became abandoned for failure to pay the issue fee within the three month period from the date of the notice of allowance required by 37 CFR 1.316. The issue fee payment due on or before August 2, 2006 was mailed by Applicant on August 1, 2006 with a signed certificate of mailing under 37 CFR 1.8. However, the PTO has indicated that it never has received the issue fee and publication fee.

BEST AVAILABLE COPY

Enclosed is a copy of Applicant's Transmittal Letter and Part B - Fee(s) Transmittal Form with certificate of mailing, along with a copy of canceled check number 312132 dated July 27, 2006, for payment of the issue fee due on or before August 2, 2006, which papers were originally mailed by Applicant on August 1, 2006, and received by the PTO as evidenced by the return receipt postcard submitted by Applicant and date stamped by the PTO on August 7, 2006 and returned to Applicant (copy attached).

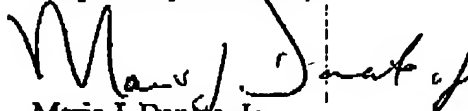
Because the certificate of mailing procedure under 37 CFR 1.8 was followed, the issue fee payment was in fact timely filed and the holding of abandonment is improper and should be withdrawn. No fee is believed required by this petition.

To the extent this petition to withdraw holding of abandonment is not granted, please consider this a petition to accept late payment of the issue fee under 37 CFR 1.137(a) and charge the required petition fee to deposit account number 19-1353.

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 19-1353. A duplicate copy of this sheet is enclosed.

Dated: September 21, 2006

Respectfully submitted,



Mario J. Donato, Jr.

Reg. No. 37,816

STMicroelectronics, Inc./MS 2346

1310 Electronics Drive

Carrollton, TX 75006

972-466-7503 (tel)

972-466-7044 (fax)

Received in the U.S. Patent & Trademark Office
David C. McClure

TAMPER MEMORY CELL
Docket No. 03-C-133; Serial # 10/783,935

1. Transmittal letter
2. Form PTOL-85 (Part B)
3. Check \$1,715.00
4. Return postcard

Mailed: 8-1-06



Page 1

311000038
08/11/2006
6512120012

This is a LEGAL COPY of
your check. You can use it
the same way you would
use the original check.

9002/01/80 07100731705552

ST. MICHAEL'S BANK, INC.
1000 G Street, N.E.
Washington, DC 20002
(202) 462-1234

CHECK NO. 322132

DATE 08/11/06

AMOUNT \$1715.00

PAID TO THE ORDER OF

TO THE ORDER OF: JEFFREY COMBES FOR

CP: WASHINGTON, DC 20001

One thousand seven hundred fifteen and 00/100 Dollars

111000038

0000312132 4759637572 0000171500

0000312132 4759637572 0000171500

DELLS FROM BANK OF AMERICA
08/11/06 072241 594
0910-0001-9
0720710044

0812007304 08/11/06 07100731705552

111000038
08/11/06 072241 594
0720710044

DO NOT SIGN BELOW THIS LINE

111000038

053000201 08/11/2006
6230421049
111000038 08/11/2006
6512120012

Do not endorse or write below this line.

Posting Date	Posting Account	Amount	Serial No.	Bank Reference No.	CP Volume
8/11/06	4759637572	\$1715.00	312132	260710044	20060825010501

Received in the U.S. Patent & Trademark Office
David C. McClure

TAMPER MEMORY CELL
Docket No. 03-C-133; Serial # 10/783,935

1. Transmittal letter
2. Form PTOL-85 (Part B)
3. Check \$1,715.00
4. Return postcard

Mailed: 8-1-06

cc: Andy Szuwalski

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

SEP 22 2006

In re the application of:

Applicant :	David C. McClure	Docket No :	03-C-133
Serial No :	10/783,935	Art Unit :	2824
Filed :	February 20, 2004	Examiner :	Eric J. Wendler
For :	TAMPER MEMORY CELL	Confirmation No :	7267

TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowance and Fee(s) Due mailed May 2, 2006, for the above-identified patent application, enclosed are the following:

- (1) Part B-Fee(s) Transmittal PTOL-85 with Certificate of Mailing.
- (2) Check in the amount of \$1,715.00 for payment of (a) Issue Fee and (b) advanced order of five copies; and (c) Publication Fee.
- (3) Our return postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-1353. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



William F. Esser
Reg. No. 38,053
Attorney for Applicant

STMicroelectronics, Inc.
1310 Electronics Drive/MS 2346
Carrollton, TX 75006
972-466-7503

CERTIFICATE OF MAILING
37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail with sufficient postage, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P. O. Box 1450, Alexandria VA. 22313-1450 on the date below:

August 1, 2006
Date

Angie Rodriguez
Signature

BEST AVAILABLE COPY

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or **Fax** (571) 273-2885

RECEIVED
CENTRAL FAX CENTER

SEP 22 2006

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address, and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

30430 7590 05/02/2006

STMicroelectronics, Inc.
MAIL STATION 2346
1310 Electronics Drive
Carrollton, TX 75006

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Angie Rodriguez (Depositor's name)
Angie Rodriguez (Signature)
August 1, 2006 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/788,935	02/20/2004	David C. McClure	03-C-133	7267

TITLE OF INVENTION: TAMPER MEMORY CELL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	08/02/2006
EXAMINER	ART UNIT	CLASS-SUBCLASS			
WENDLER, ERIC	2824	365-154000			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list:

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Lisa K. Jorgenson

2 Andre M. Szuwalski

3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE
STMicroelectronics, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)
Carrollton, Texas

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 19-13531 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.
NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

William F. Esser
Typed or printed name William F. Esser

Date

8/1/06

Registration No. 38,053

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

BEST AVAILABLE COPY

SEP. 22. 2006

8:04AM

ST-US LEGAL DEPT.

NO. 177

-P. 9

52021



STMicroelectronics, Inc.
1310 Electronics Dr.
Carrollton, TX 75006-5039
(972) 466-8231

CHECK NO. 312132

DATE	INVOICE NO.	P.O. NO.	DOC. NO.	GROSS AMOUNT	DISCOUNT AMOUNT	NET AMOUNT
07/05/2006	CR070506*	CK REQUEST	2000014049	1,715.00		1,715.00
RTN TO ANGIE						
03-C-133						
10/783,935						
CHECK NUMBER	DATE	ENDORSE NO.	VENDOR NAME	TOTAL AMOUNT		
312132	07/27/2006	V7AS065	ASSISTANT COMMISSIONER FOR	\$1,715.00		

REMOVE DOCUMENT ALONG THIS PERFORATION

<p>Wells Fargo Bank, N.A. 3660 North Central Expressway PLANO, TX 75074</p> <p>88-963 1119</p> <p>PAY One thousand seven hundred fifteen and 00/100 Dollars</p> <p>TO THE ORDER OF: ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, DC 20231 US</p>	<p>STMicroelectronics, Inc. 1310 Electronics Dr. Carrollton, TX 75006-5039 (972) 466-8231</p>	<p>CHECK NO. 312132</p> <p>DATE 07/27/2006</p> <p>NET AMOUNT \$1,715.00 USD</p> <p>Not Valid For An Amount Of \$10,000 Or More Unless Manually Countersigned. Void After 90 Days</p> <p><i>PMR Kopyov</i> AUTHORIZED SIGNATURE</p>
--	---	---

⑈0000312132⑈ ⑆111909634⑆ 4759637572⑈

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

☒ **BLACK BORDERS**

☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**

☐ **FADED TEXT OR DRAWING**

☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**

☐ **SKEWED/SLANTED IMAGES**

☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**

☐ **GRAY SCALE DOCUMENTS**

☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**

☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**

☐ **OTHER:** _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.